

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STATE AUTO PROPERTY AND CASUALTY	:	
INSURANCE COMPANY	:	CIVIL ACTION
	:	NO. 19-05578
Plaintiff,	:	
	:	
v.	:	
	:	
SIGISMONDI FOREIGN CAR SPECIALISTS,	:	
INC.	:	
	:	
Defendant.	:	

ORDER

AND NOW, this **12th** day of **April, 2021**, after considering the parties' pending motions and the responses, reply, and supplemental briefing thereto, and following a hearing on the record, it is hereby **ORDERED**, for the reasons set forth in the accompanying memorandum, that:

1. Plaintiff's Motion for Summary Judgment (ECF No. 26) is **GRANTED in part and DENIED in part**, as follows:
 - a. The Motion is **GRANTED** with respect to Counts I and II. An order setting a hearing on damages will issue.
 - b. The Motion is **DENIED** with respect to Count III.
 - c. The Motion is **DENIED as moot** with respect to the counterclaim.

2. Count IV of the Complaint (ECF No. 1) is **DISMISSED without prejudice;**
3. Defendant's Motion for Partial Summary Judgment (ECF No. 29) is **DENIED;**
4. Defendant's Motion to Vacate Order on Motion to Dismiss (ECF No. 31) is **DENIED;**
5. Defendant's Motion for Additional Time to Produce Documents (ECF No. 32) is **DENIED as moot;** and
6. Plaintiff's Motion for Leave to File Reply (ECF No. 39) is **GRANTED.**

AND IT IS SO ORDERED.

/s/ Eduardo C. Robreno
EDUARDO C. ROBRENO, J.